

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

JOSEPH KNEBL,  <div style="text-align: right; padding-right: 20px;">Petitioner,</div>	)	2:11-cv-00673-PMP-GWF
vs.	)	<b>ORDER</b>
DOUGLAS GILLISPIE, <i>et al.</i> ,  <div style="text-align: right; padding-right: 20px;">Respondents.</div>	)	

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Petitioner, a Nevada prisoner, has filed a petition for writ of habeas corpus (docket #1-1). On May 11, 2011, this court denied petitioner's application to proceed *in forma pauperis* because the information provided about his financial status indicated that he was able to pay the full fee pursuant to 28 U.S.C. § 1915 (docket #2).

On July 11, 2011, petitioner filed a letter with the court in which he stated that he no longer has sufficient funds in his inmate account to pay the \$5.00 filing fee (docket #5). Petitioner is first cautioned that such a letter is an improper ex parte communication with the court. Local Rule 7-6(a). The court does not conduct litigation by letter. If petitioner seeks action by this court he shall file a motion. Second, petitioner is advised that if he currently is unable to pay the \$5.00 filing fee, he shall file a new, fully completed application to proceed *in forma pauperis*, including a financial certificate signed by an authorized prison officer and inmate account statements.

**IT IS THEREFORE ORDERED** that petitioner shall have **thirty (30) days** from the date this order is entered to either (1) pay the \$5.00 filing fee or (2) submit a new, fully completed application to proceed *in forma pauperis*, including a financial certificate signed by an authorized prison

1 officer showing the status of petitioner's prison account. Failure to take one of these actions within the  
2 time allowed may result in dismissal of this action.

3 **IT IS FURTHER ORDERED** that the Clerk shall **SEND** to petitioner the approved  
4 form for an application to proceed *in forma pauperis*.

5 **IT IS FURTHER ORDERED** that the Clerk shall **SEND** to petitioner two copies of this  
6 order. If petitioner wishes to pay the five dollar (\$5) filing fee (the first option, above), petitioner must  
7 make the necessary arrangements to have one copy of this order, along with a check in the amount of  
8 the full \$5 filing fee, sent to the court, by sending a copy of the order with a "brass slip" to Inmate  
9 Services for issuance of the check.

10 DATED: July 12, 2011.

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13 PHILIP M. PRO  
14 United States District Judge  
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